

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence for Application No. 10/626,086 is being electronically transmitted to Technology Center 2155, via EFS-WEB, on November 21, 2006.

/Scott A. Stinebruner/
Scott A. Stinebruner, Reg. No. 38,323

November 21, 2006
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Timothy Roy Block et al.	Art Unit:	2155
Application No.:	10/626,086	Examiner:	Thuong Nguyen
Filed:	July 24, 2003		
For:	CLUSTER DATA PORT SERVICES FOR CLUSTERED COMPUTER SYSTEM		

Cincinnati, Ohio 45202

November 21, 2006

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF (PATENT APPLICATION-37CFR 191)

- Transmitted herewith is the APPEAL BRIEF in this application with respect to the Notice of Appeal received by the Office on August 22, 2006.
- STATUS OF APPLICANT**

This application is on behalf of

<u>XX</u>	other than a small entity
___	small entity status requested
___	small entity status previously requested and still proper

- FEE FOR FILING APPEAL BRIEF**

Pursuant to 37 CFR 1.17(f) the fee for filing the Appeal Brief is:

___	Small entity	\$250.00
<u>XX</u>	Other than a small entity	\$500.00

4. **EXTENSION OF TIME**

Applicant petitions for an extension of time under 37 C.F.R. 1.136(a) for the total number of months checked below:

<u>Months</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<u> X </u> one month	\$ 120.00	\$ 60.00
_____ two months 450.00 225.00
_____ three months 1,020.00 510.00
_____ four months 1,590.00 795.00
_____ five months 2,160.00 1,080.00
Fee: <u>\$ 120.00</u>		

If an additional extension of time is required, please consider this a petition therefor.

5. **TOTAL FEE DUE**

The total fee due is:

Appeal Brief Fee \$500.00
Extension Fee \$120.00

6. **FEE PAYMENT**

_____ Attached are checks in the sums of _____ and _____, respectively.
_____ Charge fee to Deposit Account No. 23-3000.
 XX **Charge fees to Credit Card per attached Electronic Fee Sheet.**

7. **FEE DEFICIENCY**

 XX Charge any additional extension fee required or credit any overpayment to Deposit Account No. 23-3000.

WOOD, HERRON & EVANS, L.L.P.

By /Scott A. Stinebruner/
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